

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
Two Militia Drive
Lexington, MA 02421-4799

Telephone: (781) 861-6240

Facsimile: (781) 861-9540

FACSIMILE COVER SHEET**Examiner:** Bennett Celsa**Group:** 1627**Date:** February 20, 2001**Client Code:** 1818.1022-001**Facsimile No.:** 703/308-7922**From:** Carol A. Egner**Subject: Paper:** Supplemental Amendment and Interview Summary**Docket No.:** 1818.1022-001 (Formerly DUK97-02M)**Applicants:** Jonathan S. Stamler and Andrew J. Gow**Serial No.:** 08/874,992**Filing Date:** 12 June 1997

OK TO
enter
2/21/01
PS L

Number of pages including this cover sheet: 13**Please confirm receipt of facsimile:** Yes ☐ No ☒**Comments:**

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

ODMANHODMANManage:202305:1

PATENT APPLICATION
DOCKET NO. 1818.1022-001
Former Docket No.: DUK97-02M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jonathan S. Stamler and Andrew J. Gow
Application No.: 08/874,992 Group: 1627
Filed: 12 June 1997 Examiner: Bennett Celsa
For: NO-Modified Hemoglobins and Uses Therefor

OK
to
enter
By Celsa
2/2.101

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office:	
on <u>2/30/01</u> Date	<u>Kathleen M. Bostarache</u> Signature
<u>Kathleen M. Bostarache</u> Typed or printed name of person signing certificate	

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Supplemental Amendment and Interview Summary for filing in the above-identified application.

☒ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

☐ A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

	(COL. 1)		(COL. 2)	(COL. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	16	MINUS	* 52	0
INDEP	14	MINUS	** 35	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

* not fewer than 20
** not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$40	\$
+ \$135	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$
X \$80	\$
+ \$270	\$

TOTAL = \$ 0

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
		\$	_____
		\$	_____
		TOTAL:	\$ <u>0</u>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
		\$	_____
		\$	_____
		TOTAL:	\$ <u>0</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Carol A. Egner
Carol A. Egner
Registration No.: 38,866
Telephone: (781) 861-6240
Facsimile: (781) 861-9540

Lexington, Massachusetts 02421-4799

Dated: February 20, 2001

ODMA\HODMA\Manage;201048;1
D:\B\CAI\kmb
20 February 2001

PATENT APPLICATION
Attorney's Docket No. 1818.1022-001
(Old Docket No. DUK97-02M)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jonathan S. Stamler and Andrew J. Gow
Application No.: 08/874,992 Group: 1627
Filed: June 12, 1997 Examiner: B. Celsa
For: NO-Modified Hemoglobins and Uses Therefor

22/E
2/23/01

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.	
on <u>2/23/01</u>	<u>Kathleen Bastarache</u>
Date	Signature
<u>Kathleen Bastarache</u>	
Typed or printed name of person signing certificate	

SUPPLEMENTAL AMENDMENT AND INTERVIEW SUMMARY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

An Amendment was previously mailed to the United States Patent and Trademark Office on December 13, 2000 with a Request for Continued Prosecution. The Amendment addressed issues in the Office Action mailed from the U.S. Patent and Trademark Office on August 15, 2000.

This Supplemental Amendment is being filed as a supplemental response to the Office Action and sets forth further reasoning pertinent to the rejections in the Office Action, in addition to the reasoning set forth in the Amendment of December 13, 2000. These issues were discussed with the Examiner in a telephonic interview on February 13, 2001, with Dr. Stamler and the